

# Exhibit G

Page 1

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

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DIANNE L. KELLEY and KENNETH )  
HANSEN, )  
                                  )  
Plaintiffs, )  
                                  )  
vs.                            ) No. C070475 MJP  
                                  )  
MICROSOFT CORPORATION, a )  
Washington corporation, )  
                                  )  
Defendant. )

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VIDEOTAPED 30 (b) (6) DEPOSITION UPON ORAL EXAMINATION OF  
MICROSOFT CORPORATION  
MARK TINDALL  
(CONTAINS CONFIDENTIAL TESTIMONY  
SUBJECT TO PROTECTIVE ORDER)

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8:52 A.M.  
AUGUST 29, 2007  
1001 FOURTH AVENUE, SUITE 4000  
SEATTLE, WASHINGTON

REPORTED BY: JULIE R. HEAD, CRR, RPR, CCR No. 3119

Exhibit G  
Page 81 of 133

Yamaguchi Obien Mangio, LLC \* www.yomreporting.com  
520 Pike Street, Suite 1320, Seattle, Washington 98101 \* (206) 622-6875 \* 1 (800) 831-6973

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		Page 6	Page 8
1	SEATTLE, WASHINGTON; AUGUST 29, 2007	08:54:33 1	Q. Okay. How long have you resided there, sir?
2	8:52 A.M.	08:54:35 2	A. Approximately six years.
3	--00--	08:54:39 3	Q. And what is your employment, sir?
4		08:54:41 4	A. I work for the Microsoft Corporation.
08:52:29 5	THE VIDEOGRAPHER: Good morning. We are now	08:54:44 5	Q. In what capacity?
08:52:30 6	on the record.	08:54:46 6	A. I do global marketing.
08:52:31 7	Today's date is August 29th, 2007, and the	08:54:47 7	Q. Do you have a title?
08:52:34 8	time is now 8:52 a.m. The location of today's	08:54:48 8	A. I do. I'm the -- currently, the lead program
08:52:38 9	deposition is Gordon, Murray, Tilden, 1001 Fourth	08:54:51 9	manager.
08:52:44 10	Avenue, Suite 4000, Seattle, Washington 98154.	08:54:53 10	Q. And what are the job responsibilities of the
08:52:49 11	My name is Tania Grant, video specialist	08:54:55 11	lead program manager?
08:52:52 12	representing Yamaguchi, Obien & Mangio in Seattle,	08:54:58 12	A. My job involves taking what we call at
08:52:54 13	Washington.	08:55:01 13	Microsoft customer campaigns, in working with our global
08:52:56 14	Cause number is C07-0475 MJP, entitled Dianne	08:55:07 14	subsidiaries to roll those out and make those -- bring
08:53:05 15	L. Kelley v Microsoft Corporation. The deponent this	08:55:12 15	those to life globally.
08:53:09 16	morning is Mark Tindall.	08:55:14 16	Q. And how long have you been engaged in that
08:53:11 17	The video deposition is requested by the	08:55:16 17	particular occupation?
08:53:13 18	plaintiffs' counsel with Keller Rohrback.	08:55:18 18	A. I started my current role in December of 2006.
08:53:16 19	Would counsel and all present please identify	08:55:25 19	Q. That would be after the Windows Vista campaign
08:53:18 20	yourselves and state whom you represent.	08:55:29 20	had been going on for some time?
08:53:20 21	MR. SMART: My name is Will Smart from Keller	08:55:32 21	A. Yes. The product -- Windows Vista had not
08:53:23 22	Rohrback. I'm here with Ian Birk, Mark Wilner, and Jeff.	08:55:36 22	launched at that time, but, yes, the campaign had been
08:53:27 23	Tilden for the plaintiffs.	08:55:39 23	going on.
08:53:28 24	MS. KINKEAD: Cassandra Kinkead with Davis,	08:55:39 24	Q. How long have you been employed at Microsoft,
08:53:30 25	Wright, Tremaine on behalf of Defendant Microsoft	08:55:41 25	sir?
		Page 7	Page 9
J8:53:31 1	Corporation.	08:55:41 1	A. I began in January of 2003, so, approximately
08:53:33 2	MS. NORMAN: Linda Norman of Microsoft	08:55:46 2	four and a half years.
08:53:34 3	Corporation on behalf of Mr. -- Microsoft.	08:55:47 3	Q. And what jobs did you hold at Microsoft prior
08:53:40 4	MR. CASPER: Charles Casper, Montgomery,	08:55:50 4	to the time you became the lead program manager?
08:53:40 5	McCracken, Walker & Rhoads for Microsoft.	08:55:54 5	A. Most of the roles were in -- or, actually, all
08:53:44 6	MR. SMART: Okay.	08:55:58 6	of the roles prior to this were in the -- what was
08:53:48 7	THE VIDEOGRAPHER: The court reporter today is	08:56:00 7	called the -- currently called the Entertainment and
08:53:48 8	Julie Head with the firm Yamaguchi, Obien & Mangio.	08:56:03 8	Devices Division on the retail team, so, I've been a
08:53:52 9	Please swear in the witness and we may	08:56:08 9	group manager in that group since joining the company,
08:53:54 10	proceed.	08:56:12 10	but I've had several different product lines that I've
11	MARK TINDALL,	08:56:16 11	managed within that.
12	sworn as a witness by the Notary Public,	08:56:17 12	Q. Okay. And what titles did you hold before
13	testified as follows:	08:56:19 13	your current title as lead program manager?
14	EXAMINATION	08:56:21 14	A. They were all group manager.
15	BY MR. SMART:	08:56:23 15	Q. All right. Did you have association with
08:54:07 16	Q. Mr. Tindall, my name is Will Smart. You and I	08:56:27 16	Windows Vista program prior to December of 2006?
08:54:10 17	have just been introduced. We have not met before, have	08:56:32 17	A. Yes.
08:54:12 18	we?	08:56:32 18	Q. Could you describe what that association was,
08:54:13 19	A. No.	08:56:34 19	please?
08:54:13 20	Q. Could you state your full name and address for	08:56:36 20	A. Yes. My team, in the retail group at
08:54:15 21	the record, please, sir?	08:56:40 21	Microsoft, is responsible for doing retail marketing on
08:54:17 22	A. Mark Edward Tindall. Address is 2008 3rd	08:56:44 22	behalf of the company. In -- In so far as my team was
08:54:22 23	Avenue North in Seattle, Washington. Zip code is 98109.	08:56:50 23	responsible for, specifically, the launch of Windows
08:54:28 24	Q. And what is located at 2008 3rd?	08:56:53 24	Vista in the US retail marketplace, we were responsible
08:54:32 25	A. My home.	08:56:57 25	for working with all the business groups within the

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Page 82 of 133

3 (Pages 6 to 9)

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## REPORTER'S CERTIFICATE

2

3 I, JULIE R. HEAD, the undersigned Certified Court  
4 Reporter and Notary Public, do hereby certify:

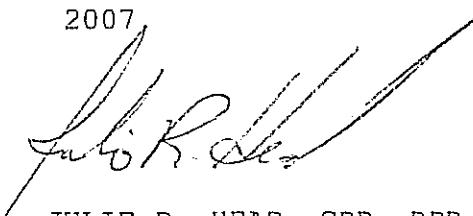
5 That the sworn testimony and/or proceedings, a  
6 transcript of which is attached, was given before me at  
7 the time and place stated therein; that any and/or all  
8 witness(es) were by me duly sworn to testify to the  
9 truth; that the sworn testimony and/or proceedings were  
10 by me stenographically recorded and transcribed under  
11 my supervision, to the best of my ability; that the  
12 foregoing transcript contains a full, true, and  
13 accurate record of all the sworn testimony and/or  
14 proceedings given and occurring at the time and place  
15 stated in the transcript; that I am in no way related  
16 to any party to the matter, nor to any counsel, nor do  
17 I have any financial interest in the event of the case.

18

WITNESS MY HAND AND SEAL THIS 31st day of August,

19

2007



21

22 JULIE R. HEAD, CRR, RPR  
23 Certified Court Reporter  
24 CCR No. 3119

25

Notary Public in and for the  
State of Washington, residing in  
Snohomish County. Commission  
Expires 8-09-11.

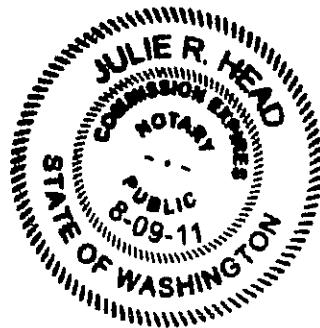


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Page 83 of 133